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4 Attorney for Defendant  
5 FRED FINNEY

6  
7 UNITED STATES DISTRICT COURT  
8 NORTHERN DISTRICT OF CALIFORNIA  
9 SAN FRANCISCO DIVISION

10 UNITED STATES OF AMERICA, ) No. CR 12-0061 EMC  
11 Plaintiff, )  
12 v. ) **STIPULATION AND [PROPOSED]**  
13 FRED LAMAR FINNEY, ) **ORDER CHANGING HEARING DATE**  
14 Defendants. ) **AND EXCLUDING TIME**  
15 \_\_\_\_\_ )  
16 )  
17 )

18 This matter is set for change of plea on January 7, 2015 at 9:30 a.m. Defense counsel  
19 has a previously set trial setting hearing in the San Jose division of this court that same morning.  
20 The parties hereby request that the Court vacate the current date and reschedule it for January 14,  
21 2015 at 2:30 p.m., and they request that the Court exclude the period from the date of this Order  
22 through January 14, 2015 from the time limits provided by 18 U.S.C. § 3161. This extension of  
23 time is necessary for continuity of counsel The parties agree that the ends of justice served by  
24 granting such an exclusion of time outweigh the best interests of the public and the defendant in  
25  
26  
27  
28

STIPULATION AND [PROPOSED] ORDER CHANGING HEARING DATE AND EXCLUDING TIME  
CR 12-0061 EMC

1 a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

2  
3 SO STIPULATED:

4  
5 MELINDA HAAG  
United States Attorney

6 DATED: January 6, 2015

7  
8 /s/  
9 KEVIN J. BARRY  
10 Assistant United States Attorney

11 DATED: January 6, 2015

12  
13 /s/  
14 ERIK BABCOCK  
15 Attorney for FRED LAMAR FINNEY

16  
17 ATTESTATION OF FILER

18  
19 In addition to myself, the signatories to this document are Kevin Barry. I attest that I have  
20 his permission to make the request outlined above.

21  
22 /s/  
23 ERIK BABCOCK

24 IT IS SO ORDERED.

25  
26 DATED: 1/13/15

